

# EXHIBIT A

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*Counsel for Plaintiff*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

IN RE: UBER TECHNOLOGIES, INC.  
PASSENGER SEXUAL ASSAULT  
LITIGATION

MDL: No. 3084 CRB

Honorable Charles R. Breyer

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This Document Relates to:

*C.A. v. Uber Technologies, Inc., et al.*  
Case No. 3:24-cv-07553

**DECLARATION OF WILLIAM SMITH  
IN SUPPORT OF MOTION TO  
WITHDRAW AS COUNSEL OF  
RECORD**

I, William Smith, declare:

1. I am an attorney at the law firm of Anapol Weiss. I am admitted to practice before this Court. I make this declaration based on my own personal knowledge. If called upon to testify, I could and would testify competently to the truth of the matters stated herein.
2. Plaintiff C.A. ("Plaintiff") has failed to comply with numerous requests by my office to provide the information necessary to produce her PFS form. On December 12, 2024, we advised Plaintiff that failure to provide the necessary information would result in

1 withdrawal from her case. Plaintiff has not responded to subsequent attempts at contact.

2 3. Plaintiff's failure to communicate with our office has presented a circumstance covered  
3 by Rule 1.16(b)(4) of the California Rules of Professional Conduct. Our office is unable  
4 to meet discovery deadlines and otherwise prosecute her case without her input. It is my  
5 opinion that our withdrawal from the case has become necessary.

6 4. Under the California Rules of Professional Conduct 1.16(d), our office has taken all  
7 reasonable available steps to avoid prejudice to the rights of Plaintiff.

8 a. Throughout the course of our representation of Plaintiff since she had retained  
9 our office on October 2, 2024, she has been minimally responsive, before  
10 ceasing communications altogether on December 12, 2024.

11 b. Before and throughout the time period described below since service of her  
12 Plaintiff Fact Sheet was due, Plaintiff received numerous telephone calls,  
13 letters, emails, text messages, and voice messages requesting that she contact  
14 our office. These communications included 15 unsuccessful phone calls with  
15 voice messages, 15 emails, and 6 text messages. In these communications, our  
16 office repeatedly explained the need for her continued participation in the case,  
17 the risk that her case may be dismissed, and that our office would need to  
18 withdraw as counsel if she did not contact our office.

19 c. In advance of the Plaintiff Fact Sheet deadline in her case, our office emailed  
20 Plaintiff a blank Plaintiff Fact Sheet and notified Plaintiff by telephone calls  
21 to which Plaintiff confirmed receipt of the Plaintiff Fact Sheet and assured our  
22 office that she would provide us with the necessary information to complete  
23 the Plaintiff Fact Sheet but our office did not receive the requested information  
24 from her in advance of the deadline.

25 d. On November 26, 2024, an on-line version of the Plaintiff Fact Sheet was re-  
26 sent to the Plaintiff with the same reassurance that she would provide the  
27 necessary information to which she did not comply yet again.

28 e. On December 12, 2024, our office communicated with counsel for Defendants  
via electronic mail of our intention to respond to Defendants deficiency letter

1 regarding Plaintiff.

2 f. On December 12, 2024, our office was in communication with the Plaintiff  
3 and sent her yet another on-line Plaintiff's Fact Sheet that she confirmed that  
4 she received and that she would complete before December 16, 2024. Plaintiff  
5 did not comply with this request and did not respond to our efforts to contact  
6 her.

7 g. Since October 2, 2024, our office sent electronic mail messages to Plaintiff on  
8 October 21, 2024, October 22, 2024, October 31, 2024, November 1, 2024,  
9 November 11, 2024, November 13, 2024, November 20, 2024, November 22,  
10 2024, November 25, 2024, November 26, 2024, November 27, 2024,  
11 December 6, 2024, December 9, 2024, December 12, 2024, December 20,  
12 2024.

13 h. On December 27, 2024, January 2, 2025, January 3, 2025, and January 9, 2025,  
14 our office sent electronic messages to Plaintiff explaining that if she did not  
15 contact us immediately, we would take the necessary steps to withdraw as  
16 counsel; these communications offered Plaintiff a deadline by which to contact  
17 our office.

18 5. On January 10, 2025, I conferred with counsel for Defendants by email and conveyed our  
19 intention to withdraw from Plaintiff's representation.

20 6. To date, Plaintiff has not agreed to voluntarily dismiss her claims and has not informed  
21 our office that alternative counsel has been retained.

22 7. Our withdrawal from this case will not impact the timing or schedule of this litigation,  
23 and our office has taken all reasonable steps possible to avoid prejudice to Plaintiff by  
24 informing her of her options and consequences of failing to comply with case deadlines.

25 8. I understand that, pursuant to Local Rule 11-5(b), leave to withdraw may be conditioned  
26 on our office continuing to accept papers to forward to Plaintiff. In compliance with Local  
27 Rule 11-5(b), our office accepts this responsibility.

28 Executed this 17<sup>th</sup> day January, 2025

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/s/ William L. Smith  
William L. Smith